UNITED STATES DISTRICT COURT WESTERN DISTRICT OF LOUISIANA LAFAYETTE DIVISION

RONALD COLEMAN CLARK

CIVIL ACTION NO. 07-2100

VS.

SECTION P

CORNEL HUBERT, WARDEN

JUDGE MELANÇON

MAGISTRATE JUDGE METHVIN

<u>JUDGMENT</u>

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein, and after an independent review of the record, determining that the findings are correct under the applicable law, and considering the objections to the Report and Recommendation in the record;

IT IS ORDERED that this petition for *habeas corpus* be **DENIED AND DISMISSED WITH PREJUDICE** because petitioner's claims, while technically exhausted, are procedurally defaulted.

THUS DONE AND SIGNED, at Lafayette, Louisiana, on this 5th day of August, 2008.

Tucker L. Melançon

UNITED STATES DISTRICT JUDGE